

**IN THE DISTRICT COURT OF THE UNITED STATES  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
ASHEVILLE DIVISION**

**CIVIL NO. 1:00CV33**

**ELSIE GODFREY, Individually and )  
as Personal Representative of the )  
Estate of Willie C. Godfrey, *et al.*, )**

**This document relates to: )**

**ELSIE GODFREY, Individually and as )  
Personal Representative of the )  
Estate of Willie C. Godfrey; THOMAS )  
M. ARD, and wife MYRNA F. ARD; )  
RICHARD D. DAY, and wife DIANE M. )  
DAY; CECIL F. FOSTER, and wife )  
MATTIE D. FOSTER; HERBERT )  
GIBSON, and wife KAY MARLOW )  
GIBSON; RONNIE L. INGLE, and wife )  
CHRISTA M. INGLE; GARY )  
LAVENDER; NEVERT L. NATION, and )  
wife DELLA B. NATION; LISA J. )  
SPLAWN; NORMA R. STARNES, )  
Individually and as Executrix of the )  
Estate of Nick W. Starnes, Deceased; )  
SARAH JACQUELYN BENNETT, )  
Individually and as Personal )  
Representative of the Estate of )  
James Bennett, Deceased; WILLIAM )  
S. BLACK, and wife VICKI BLACK; )  
SHELBY HEWELL; LISA GAIL HILL, )  
Administrator of the Estate of )  
Norman H. Hill, Deceased, and wife )  
CATHERINE C. HILL; KENNETH )  
BROMELOW; ALLEN S. DAVIS; )  
DENNIS R. HICKS, and wife )**

PATRICIA J. HICKS; KELLY D. )  
 PURSLEY, and wife SANDRA S. )  
 PURSLEY; ALBERT C. SMITH, and )  
 wife SHIRLEY F. SMITH; LEWIS )  
 KOEHLER, and wife PAMELA L. )  
 KOEHLER; and HENRY A. )  
 HOUGHTON, Administrator of the )  
 Estate of Henry M. Houghton, )  
 Deceased; )  
 Plaintiffs, )

Vs. )

**ORDER OF DISMISSAL**

AMCHEM PRODUCTS, INC.; A. W. )  
 CHESTERTON, INC.; CLEAVER )  
 BROOKS; CROWN CORK & SEAL )  
 COMPANY, INC.; GARLOCK, INC.; )  
 GENERAL ELECTRIC COMPANY; )  
 GEORGIA-PACIFIC CORPORATION; )  
 MINNESOTA MINING AND )  
 MANUFACTURING COMPANY, )  
 INC.; NATIONAL SERVICES )  
 INDUSTRIES; OWENS-ILLINOIS, )  
 INC.; and RAPID AMERICAN )  
 CORPORATION, )  
 Defendants. )

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**THIS MATTER** is before the Court on the joint motion of the specific Plaintiffs captioned above and the Defendant Crown Cork & Seal Company, Inc., to dismiss without prejudice their claims against said Defendant.

For the reasons stated in the motion,

**IT IS, THEREFORE, ORDERED** that the joint motion to dismiss is **ALLOWED**, and the claims of Plaintiffs Thomas M. Ard, and wife Myrna F. Ard; Sarah Jacquelyn Bennett, Individually and as Personal Representative of the Estate of James Bennett, Deceased; William S. Black, and wife Vicki Black; Nevert L. Nation, and wife Della B. Nation; Cecil F. Foster, and wife Mattie D. Foster; Herbert Gibson, and wife Kay Marlow Gibson; Kelly D. Pursley, and wife Sandra S. Pursley; Albert C. Smith, and wife Shirley F. Smith; Lisa J. Splawn, Norma R. Starnes, Individually and as Executrix of the Estate of Nick W. Starnes, Deceased; Henry A. Houghton, Administrator of the Estate of Henry M. Houghton, Deceased; Shelby Hewell; Lisa Gail Hill, Administrator of the Estate of Norman H. Hill, Deceased, and wife Catherine C. Hill; Kenneth Bromelow; Allen S. Davis; Elsie Godfrey, Individually and as Personal Representative of the Estate of Willie C. Godfrey; Dennis R. Hicks, and wife Patricia J. Hicks; Ronnie L. Ingle, and wife Christa M. Ingle; Lewis Koehler, and wife Pamela L. Koehler; Gary Lavender; and Richard D. Day, and wife Diane M. Day, against the Defendant Crown Cork & Seal Company, Inc., are hereby **DISMISSED WITHOUT PREJUDICE**.

Signed: February 5, 2007

A handwritten signature in dark ink, appearing to read 'L. H. Thornburg', is written over a horizontal line.

Lacy H. Thornburg  
United States District Judge

